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Date of Deposit: September 26, 2003

Our Case No.: 11992/3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew E. Kirsteins

Serial No.: New Application

Filing Date: Herewith

For: Subcutaneous Insertion Devices
and Methods for Stimulating
Subcutaneous Regions of Patients

Examiner: To Be Assigned

Group Art Unit No.: To Be Assigned

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents A1-A7 listed on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this communication, the Commissioner is hereby authorized to deduct the fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant respectfully requests that the listed documents be made of record in the present case.

Respectfully submitted,

A handwritten signature in black ink, reading "Gregory H. Zayia", written over a horizontal line.

Gregory H. Zayia
Registration No. 48,059
Agent for Applicant

BRINKS HOFER GILSON & LIONE
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Chicago, IL 60610
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|---|------------------------------|----------------------------------|
| FORM PTO-1449 | SERIAL NO. To Be Assigned | CASE NO. 11992/3 |
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary) | FILING DATE Herewith | GROUP ART UNIT To Be Assigned |
| APPLICANT(S): Andrew E. Kirsteins | | |

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER <small>Number-Kind Code (if known)</small> | DATE | NAME | CLASS/ SUBCLASS | FILING DATE |
|---------------------|----|--|------------|----------------|--------------------|----------------|
| | A1 | 4,479,496 | 10/30/1984 | Hsu | | |
| | A2 | 5,089,001 | 02/18/1992 | Hwang | | |
| | A3 | 5,094,242 | 03/10/1992 | Gleason et al. | | |
| | A4 | 5,211,175 | 05/18/1993 | Gleason et al. | | |
| | A5 | 5,969,238 | 10/19/1999 | Fischer | | |
| | A6 | 6,346,103 B1 | 02/12/2002 | Korsec et al. | | |

FOREIGN PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER <small>Number-Kind Code (if known)</small> | DATE | COUNTRY | CLASS/ SUBCLASS | TRANSLATION YES OR NO |
|---------------------|--|--|------|---------|--------------------|--------------------------|
|---------------------|--|--|------|---------|--------------------|--------------------------|

| EXAMINER INITIAL | OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published. | | | | | |
|---------------------|--|--|--|--|--|--|
| | A7 | Stux, Gabriel; Pomeranz, Bruce, "Basics of Acupuncture", Springer-Verlag (Berlin), Fourth Revised Edition, 1998, p. 274. | | | | |

| | |
|----------|-----------------|
| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.